

EXHIBIT “A”

Page 1

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

ADAM SHAW, PETER GOLIGHTLY, JUSTIN)
TURNER, and JOSHUA STANSFIELD, as)
individuals and on behalf of others)
similarly situated and the general)
public,
)
)
Plaintiffs,
)
)
VS.
)
)
) Case No.
WIZARDS OF THE COAST, LLC,
) 4:16-cv-01924
) EJD
)
Defendant.
-----)

DEPOSITION OF: ADAM SHAW

IRVINE, CALIFORNIA

APRIL 10, 2017

Reported by:
Cheryl A. Miller, CSR
License Number 6711

5 ADAM SHAW, PETER GOLIGHTLY, JUSTIN)
6 TURNER, and JOSHUA STANSFIELD, as)
individuals and on behalf of others)
similarly situated and the general)
7 public,)
Plaintiffs,)
vs.)
WIZARDS OF THE COAST, LLC,)
Defendant.)
-----)
Case No. 4:16-cv-01924 EJD

15 Deposition of ADAM SHAW, taken on behalf of Defendant,
16 at the law offices of Fisher & Phillips, LLP, 2050 Main
17 Street, Suite 1000, Irvine, California, beginning at
18 10:02 a.m. and ending at 6:40 p.m., on Monday, April 10,
19 2017, before Cheryl A. Miller, Certified Court Reporter,
20 No. 6711.

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Page 4

1 INDEX

2 WITNESS EXAMINATION

3 ADAM SHAW

4 Examination by: Page

5 MR. LINDEGREN ----- 6

EXHIBITS

		Description	Page Introduced	Page Marked
7	Exhibit 1	Memorandum of Understanding	38	38
8	Exhibit 2	Wizards of the Coast LLC, Senior DCI-Certified Floor Judge Services Agreement	222	222
9	Exhibit 3	E-Mail String with ending date of 3-18-2014 from Adam Shaw Re: Yoooooooo	233	233
10	Exhibit 4	Judge Conduct Committee - First Quarter Report - 3-31-2017	297	297
11	Exhibit 5	Profile Page of Deponent of Judge.Wizards.com	315	315
12	Exhibit 6	E-Mail String with ending date of 3-18-2014 from Adam Shaw Re: Let's Know Each Other (Grand Prix Phoenix)	318	318
13	Exhibit 7	Schedule and Assignments for Multiple Grand Prixes	325	325
14	Exhibit 8	WPN Tournament Organizer Code of Conduct	342	342
15	Exhibit 9	E-Mail String with ending date of 4-20-2016 from Eric Smith Re: Interesting Times	372	372

Page 30

1	A I --	10:25:59
2	I don't have that kn -- information.	10:26:00
3	I don't know.	10:26:02
4	Q Did you pay him?	10:26:08
5	A I did not.	10:26:09
6	Q Were you employing him as part of your	10:26:11
7	joint venture?	10:26:14
8	A No.	10:26:15
9	Q And I'm sorry.	10:26:21
10	Was Jeff the scorekeeper for 2016 or was	10:26:24
11	it 2015?	10:26:28
12	A Both.	10:26:30
13	Q And what about 2014?	10:26:31
14	A I don't recall about 2014.	10:26:33
15	I'm --	10:26:37
16	I'm not sure.	10:26:38
17	Q And was he compensated in any way in 2014,	10:26:39
18	'15, or '16?	10:26:42
19	A I don't know.	10:26:44
20	Q Were you?	10:26:45
21	A No, not for Eternal Weekend.	10:26:45
22	2016 I was reimbursed for my flight.	10:26:48
23	Q By whom?	10:26:51
24	A By Nick Coss.	10:26:52
25	Q Him or his company?	10:26:54

Page 31

1 A By Nick Coss personally. 10:26:55
2 Q And do you have e-mails or other 10:27:00
3 communications about Eternal -- I don't want to get 10:27:02
4 it wrong. Eternal Night? 10:27:06
5 A Eternal Weekend. 10:27:09
6 Q Eternal Weekend? 10:27:10
7 A Yeah. 10:27:11
8 I may have scheduling e-mails or when I 10:27:14
9 was going to land, like my -- my -- my flight 10:27:26
10 information, and then possibly about the -- about 10:27:31
11 integration, how things are -- status -- status 10:27:36
12 updates about the pr -- the -- the software, the 10:27:40
13 PREREG.ME software. 10:27:42
14 Q And did you look for those? 10:27:43
15 A I -- 10:27:45
16 I did not, no. 10:27:46
17 Q In 2016 when you were assisting in 10:27:59
18 score-keeping at Eternal Weekend for Mr. Coss who 10:28:03
19 were the judges? 10:28:11
20 A At June 2016? 10:28:15
21 The judges that I can recall, 10:28:17
22 Eric Dustin Brown, Abe Corson, Brogan -- 10:28:19
23 Ooh. 10:28:33
24 Brogan. 10:28:34
25 I forgot her last name. It's not coming 10:28:35

Page 32

1 to me. I might be able to recall that in a second. 10:28:37
2 Joe Hughto. 10:28:40
3 That's all I can recall at this time. 10:28:51
4 Q And were any of the four of them paid by 10:28:56
5 Mr. Coss? 10:28:59
6 A I assume -- 10:29:01
7 I -- 10:29:03
8 I assume that they were. There was -- 10:29:03
9 There was -- 10:29:04
10 As judges the compensation package is 10:29:05
11 published for the -- for that event on the -- on 10:29:08
12 Judge Apps. 10:29:15
13 Q Do you know if they were paid? 10:29:17
14 A I don't have knowledge if they were paid 10:29:19
15 or not. 10:29:20
16 Q Is there a Web address for Judge Apps? 10:29:23
17 A There is. It's Apps.MagicJudges.com, I 10:29:25
18 believe. 10:29:31
19 Q And is that the app that took over for 10:29:40
20 your DCI Family? 10:29:45
21 A That's correct, yes. 10:29:46
22 Q And who runs MagicJudges.com? 10:29:52
23 A It's a collaboration between a few judges. 10:29:57
24 I know some of the parties. 10:30:01
25 It's ran primarily by -- 10:30:06

Page 33

1 The domain is James Bennett, and then 10:30:09
 2 there are the developers for it. Dan Collins, 10:30:16
 3 Paul Baranay are the two developers. I know there 10:30:22
 4 are more, but I -- I don't -- I can't speak to who 10:30:25
 5 they are. 10:30:28

6 Q Okay. 10:30:31

7 But with respect to whether any of the 10:30:32
 8 four judges actually received compensation, you 10:30:35
 9 don't have personal knowledge? 10:30:37

10 A I don't have personal knowledge, no. 10:30:38

11 Q You would just make an assumption? 10:30:40

12 A Based on the published compensation, yes. 10:30:43

13 Q What was the published compensation for -- 10:30:45

14 A I don't -- 10:30:49

15 Q -- 2016? 10:30:49

16 A I don't know. 10:30:51

17 Q Did Coss pay them in 2015? 10:30:51

18 A Again, it's -- it's the same as 2016. 10:30:55

19 There -- 10:30:57

20 It was published on Judge Apps. 10:30:58

21 Q Did he pay them in 2014? 10:31:00

22 A My answer's the same. It was published on 10:31:02
 23 Judge Apps and the compensation was there. I have 10:31:04
 24 no personal knowledge of whether or not people were 10:31:09
 25 paid or how they were -- they're paid. 10:31:09

Page 34

1 Q Have you had any conversations with Coss 10:31:10
2 about paying judges? 10:31:12
3 A I have. 10:31:15
4 It was an area of concern because I helped 10:31:17
5 him with GP Baltimore, which was the first event 10:31:22
6 where judges were not -- were -- were -- there was 10:31:27
7 to be no foils coming from Wizards of the Coast. 10:31:32
8 So compensation was -- was discussed, yes, 10:31:37
9 for that event. 10:31:40
10 Q Other than for the GP in Baltimore, did 10:31:42
11 you discuss compensation for judges at any time with 10:31:44
12 Mr. Coss? 10:31:47
13 A I don't believe so. 10:31:49
14 Q Does he pay judges hourly? 10:31:51
15 A Judges are not paid hourly, no. He 10:31:53
16 does -- 10:31:56
17 It's usually for the -- 10:31:56
18 It's usually per day. 10:31:58
19 Q Does Mr. Coss pay the judges per day? 10:32:04
20 A The compensation is listed out per day. 10:32:08
21 That's how it's -- 10:32:10
22 That's how it's listed. I'm -- 10:32:11
23 I am -- 10:32:13
24 I have no knowledge of whether or not -- 10:32:13
25 how he pays the judges. 10:32:15

Page 43

1 A To run Magic tournaments in general, no, 10:40:38
2 you don't. In order to run sanctioned tournaments, 10:40:41
3 yes, you do. 10:40:43

4 Q And, to your understanding, what's the 10:40:46
5 difference between sanctioned and unsanctioned 10:40:48
6 tournaments? 10:40:51

7 A Unsanctioned tournaments don't have any 10:40:52
8 record. They're -- 10:40:55

9 They still use the software provided by 10:40:56
10 Wizards of the Coast, but they don't have any record 10:40:59
11 in -- in Wizards' systems. 10:41:00

12 Sanctioned tournaments have support -- 10:41:02
13 prior support from Wizards of the Coast, which 10:41:07
14 includes foil cards. They have to run by rules that 10:41:09
15 are developed by Wizards of the Coast. 10:41:14

16 They forward the interests of -- of 10:41:19
17 Wizards and it's part of their marketing and -- 10:41:22

18 But it's -- 10:41:27

19 It's -- 10:41:28

20 If it's -- 10:41:29

21 They -- 10:41:29

22 There's rules that they -- that have to be 10:41:29
23 followed and TOs have to register and follow -- 10:41:32
24 agree to certain guidelines set forth by the Wizards 10:41:35
25 play network. 10:41:39

Page 61

1 product, Magic Gathering cards and foil Magic 10:57:32
2 Gathering cards. 10:57:37
3 Q When was the last time you worked for 10:57:38
4 Mr. Shields at Cascade? 10:57:40
5 A I can't recall. 10:57:51
6 I don't know. 10:57:52
7 Q How many years ago? 10:57:53
8 A I'm sure it's over -- 10:57:58
9 I would say over five years. Over -- 10:58:01
10 Yeah, five -- 10:58:03
11 Five to seven years ago. 10:58:04
12 Q Who owns Cascade? 10:58:06
13 A Tim Shields. 10:58:07
14 Q And how do you know that? 10:58:09
15 A He -- 10:58:14
16 I know -- 10:58:14
17 Oh. 10:58:15
18 I know that he's hired people for -- to 10:58:16
19 work at Cascade and he is the TO that is on record 10:58:18
20 for Cascade. 10:58:22
21 Q The people that you know that he hired to 10:58:26
22 work at Cascade, what -- what did he hire them to 10:58:28
23 do? 10:58:30
24 A Run events, schedule events. 10:58:32
25 Q Who are they? 10:58:37

Page 62

1 A The two I know are John Carter and 10:58:39
2 Trevor Baker, I believe. 10:58:44
3 Q And how are they paid for that? 10:58:47
4 A I don't know. 10:58:49
5 Q What were the terms of their hire? 10:58:50
6 A I don't know. 10:58:52
7 Q And when was that for Mr. Carter? 10:58:56
8 A It would have been the -- 10:58:59
9 Carter is still employed, I believe, with 10:59:01
10 them. 10:59:03
11 Q What's his title? 10:59:04
12 A I don't know. 10:59:05
13 Q Okay. 10:59:06
14 But he actually works directly for 10:59:07
15 Cascade? 10:59:08
16 A I believe so, yes. 10:59:09
17 Q And where is Cascade located? 10:59:11
18 A Portland, Oregon. 10:59:14
19 Q I'm sorry. You told me that. 10:59:15
20 I apologize. 10:59:16
21 A Yeah. 10:59:17
22 Q What about Trevor? 10:59:18
23 A I believe he's working for Channel 10:59:21
24 Fireball now. I don't know anything more than that 10:59:23
25 with him. 10:59:26

Page 87

1 Q Okay. 11:43:59
2 On -- 11:44:00
3 On one of the schedules you produced, it's 11:44:01
4 a schedule and then by certain people's names it's 11:44:03
5 blacked out. 11:44:06
6 A I -- 11:44:06
7 I don't know. 11:44:07
8 Q All right. 11:44:07
9 Well, we'll go over that. 11:44:07
10 A Okay. 11:44:09
11 Q So beyond Judge Apps and Judge Center and 11:44:12
12 maybe the e-mails -- well, the schedules you 11:44:15
13 produced, you don't have any other records about any 11:44:18
14 events that you judged, correct? 11:44:20
15 A That's my knowledge that, I don't, no, 11:44:22
16 yes. 11:44:24
17 Q Well, and you searched, right? 11:44:25
18 A I searched, yes. 11:44:27
19 Q Okay. 11:44:28
20 When's the last time you judged an event? 11:44:40
21 A I believe that would be Grand -- 11:44:53
22 Grand Prix Worcester in either 2015 or 2016. 11:44:55
23 Q Okay. 11:45:05
24 Who's Carl Dignam? 11:45:05
25 A Carl Dignam is a -- a friend of mine. 11:45:07

Page 88

1 He's also the owner of The Grid Games in Manchester, 11:45:10
2 Connecticut, and he's a TO. 11:45:14
3 Q What's Grid Games? 11:45:17
4 A It's a game store. 11:45:18
5 Q Okay. 11:45:21
6 And when's the last time you judged 11:45:22
7 anything for him? 11:45:24
8 A I judged a GPT for him a few years ago, 11:45:26
9 but that was the last time I did that. It was -- 11:45:30
10 I don't recollect how long it was. It was 11:45:33
11 a very small event. 11:45:35
12 Q What do you mean by small? 11:45:36
13 A 10 players. 11:45:38
14 Q What did he pay you, if anything? 11:45:40
15 A Huh? 11:45:42
16 Q Did he pay you? 11:45:44
17 A No. 11:45:47
18 Q Did you ask him to pay you? 11:45:47
19 A I did not. 11:45:49
20 Q Do you believe he should have paid you? 11:45:51
21 A Nope. 11:45:54
22 Q Why not? 11:45:54
23 A I was receiving compensation out -- 11:45:58
24 outside of the -- of the event. I didn't feel like 11:45:59
25 he needed to pay me. 11:46:04

Page 90

1 A No. 11:47:09
2 Q How many events overall in total have you 11:47:21
3 judged for Mr. Dignam? 11:47:24
4 A I wouldn't be able to give you a -- an 11:47:33
5 accurate number. I've known him for -- 11:47:36
6 I've known him and been in the store for 11:47:39
7 the last 20 years. 11:47:41
8 Q Is that where you started playing? 11:47:45
9 A It was, yeah. 11:47:46
10 Q And does he do Friday Night Magic? 11:47:52
11 A Yes, he does. 11:47:57
12 Q And who judges Friday Night Magic at his 11:47:57
13 store? 11:48:00
14 A Usually it is a -- one of -- 11:48:08
15 Some -- 11:48:14
16 It's either him or there -- there is no 11:48:19
17 judge except for the TO, which is allowed for that 11:48:25
18 kind of event. 11:48:32
19 Q So either he does it himself as the owner 11:48:32
20 of the store -- 11:48:34
21 A Yeah. 11:48:35
22 Q Yes? 11:48:36
23 A Yes. 11:48:36
24 Q -- or they just don't have a judge? 11:48:37
25 A Correct. 11:48:39

Page 91

1 Q And you can have Friday Night Magic 11:48:39
2 without a judge? 11:48:41
3 A Without a certified judge, yes. 11:48:42
4 Q So a player could act as the judge? 11:48:46
5 A They could. 11:48:48
6 Q Okay. 11:48:50
7 And do you still play at Mr. Dignam's 11:48:51
8 store? 11:48:55
9 A I do. 11:48:55
10 Q How often? 11:48:56
11 A I would say two to three times a month or 11:49:02
12 more. 11:49:04
13 Q And then in April of 2016 you actually 11:49:08
14 were the -- the judge? 11:49:10
15 A I don't -- 11:49:13
16 I don't know what event that is, so I 11:49:14
17 can't speak to it. 11:49:16
18 Q Okay. 11:49:19
19 And when you play at Mr. Dignam's store -- 11:49:20
20 What was it called again? 11:49:24
21 A The Grid Games. 11:49:25
22 Q The Grid Games. 11:49:26
23 Do you get paid to play? 11:49:30
24 A You can -- 11:49:32
25 You can win prizes. Friday Night Magic 11:49:33

Page 94

1	going on.	11:51:28
2	Q Okay.	11:51:32
3	And did you tell him that you expect him	11:51:32
4	to pay you personally as a judge --	11:51:34
5	A No.	11:51:37
6	Q -- at his store?	11:51:37
7	A I did not, no, discuss that with him.	11:51:38
8	Q Okay.	11:51:41
9	Do you believe that he has to pay you if	11:51:41
10	you judge at his store?	11:51:45
11	A No.	11:51:46
12	Q If he had someone else judge Friday Night	11:51:56
13	Magic do you believe he has to pay them?	11:51:58
14	A I don't think I can answer that in a way	11:52:01
15	that's --	11:52:02
16	That would be between him and -- and that	11:52:07
17	person.	11:52:09
18	Q And, to your knowledge, he either operates	11:52:20
19	without a judge or does it himself?	11:52:22
20	A If he can.	11:52:24
21	Wizards requires certain level of judges	11:52:27
22	for certain events, so if --	11:52:30
23	It limits the events that he can run, so	11:52:33
24	one of the reasons why I judged for him was in order	11:52:36
25	to allow him to run a GPT, which required a level 1.	11:52:41

Page 104

1 same time. They had a joint venture with each other 12:02:16
2 to do it. 12:02:19

3 Q And how is it that you came to be a judge 12:02:29
4 at the Phoenix GP? 12:02:31

5 A I applied to it and was accepted using 12:02:38
6 Judge Apps. 12:02:42

7 Q So you asked if you could judge and they 12:02:48
8 said okay? 12:02:50

9 A Correct. 12:02:51

10 Q And who said okay? 12:02:52

11 A I don't know. 12:02:54

12 Q Channel and Cascade? 12:02:55

13 A I don't know. 12:02:56

14 It was -- 12:02:58

15 Q Who organized the tournament? 12:02:59

16 A It was -- 12:03:01

17 There's many people involved. Staff 12:03:02
18 selection -- 12:03:06

19 I don't know who did staff selection for 12:03:07
20 that specific event. 12:03:09

21 Q The organizer for that event, according to 12:03:11
22 you, that was Channel and Cascade, right? 12:03:12

23 A They were the PTO involved in that, 12:03:15
24 correct. 12:03:19

25 Q Which is the tournament organizers, right? 12:03:20

Page 105

1 A Right, but I don't necessarily know if 12:03:22
2 they were involved in staffing decisions. 12:03:23
3 Q Was there a head judge? 12:03:29
4 A There was. 12:03:31
5 Q Who was that? 12:03:31
6 A I don't know. 12:03:32
7 Q In 2017 have you asked for reimbursement 12:03:52
8 for any expenses with respect to judging? 12:03:56
9 A I have not. 12:03:58
10 Q 2016? 12:03:59
11 A I have not. 12:04:02
12 Q 2015? 12:04:03
13 A No, I have not. 12:04:06
14 Q Did Channel and Cascade give you any 12:04:27
15 compensation for judging at Phoenix? 12:04:31
16 A To the best of my knowledge, I received 12:04:36
17 foils and product from another judge. I'm -- 12:04:42
18 I don't know -- 12:04:54
19 I don't know how Channel or Cascade were 12:04:54
20 involved in that. 12:04:56
21 Q And who was that judge? 12:04:57
22 A David Zimet, I believe. 12:05:00
23 Q Ah. 12:05:02
24 Famous Mr. Zimet. 12:05:03
25 Is he a friend of yours? 12:05:08

Page 114

1 A It would have been David Zimet. 12:12:33
2 Q And I'm sorry. 12:12:38
3 And was there a head judge? 12:12:39
4 A Yes. 12:12:41
5 Q Who was that? 12:12:42
6 A Sean Catanese. 12:12:43
7 There might have been multiples. 12:12:45
8 Q Okay. 12:12:48
9 And do you have a schedule from 12:12:48
10 Sacramento? 12:12:50
11 A No, I don't. 12:12:51
12 Q So the only one you have a schedule from 12:12:52
13 is Phoenix? 12:12:54
14 A Phoenix, Worcester, and -- 12:12:56
15 Phoenix and Worcester I would have 12:13:00
16 provided. 12:13:04
17 I did provide. 12:13:05
18 Q And you found those in your papers? 12:13:06
19 A Yes. 12:13:07
20 Q Okay. 12:13:09
21 And do you have any record of any expenses 12:13:09
22 related to Phoenix, Montreal, or Sacramento? 12:13:12
23 A I do not. 12:13:14
24 Q So you don't know what those were? 12:13:16
25 A No. 12:13:18

Page 117

1 so 2 -- anywhere from 2005 to 2011. 12:15:20
2 Q Okay. 12:15:28
3 But not -- 12:15:29
4 Not since 2011? 12:15:29
5 A Right. 12:15:31
6 Q Since 2011 do you have any record of any 12:15:34
7 expenses related to judging? 12:15:36
8 A Not that I know of, no. 12:15:40
9 Q Okay. 12:15:43
10 And did the PTO in Sacramento compensate 12:15:50
11 you? 12:15:56
12 A No. 12:15:56
13 Q And how did you come to judge in 12:15:59
14 Sacramento? 12:16:02
15 A I -- 12:16:04
16 I asked to judge a side event so I could 12:16:04
17 renew my judge level in order to continue judging 12:16:12
18 again and they put me as a judge as one of the side 12:16:16
19 events. 12:16:21
20 Q What event was that? 12:16:21
21 A It was a draft, a side event draft. 12:16:23
22 Q When you say they, who's they? Channel 12:16:26
23 Fireball? 12:16:29
24 A No, it would have been the side event 12:16:29
25 scorekeeper and the -- the RC, so it would have been 12:16:31

Page 177

1 judges during their -- their suspensions. 14:18:31
2 Q Are you a Southeast judge? 14:18:38
3 A I am not. 14:18:40
4 Q You -- 14:18:41
5 And when was that, that you stopped 14:18:44
6 judging? 14:18:46
7 A Would have been 2016 I stopped running -- 14:18:53
8 going to events as a judge. 14:18:58
9 Q You still go as a player? 14:19:01
10 A I do. 14:19:02
11 Q Okay. 14:19:04
12 In 2016 did you go to any events as a 14:19:04
13 judge other than the ones for your friend at Grid? 14:19:08
14 A I would -- 14:19:15
15 I would have to look at my schedule again. 14:19:15
16 I -- when the dates were. I may have. 14:19:18
17 I may have. 14:19:24
18 Q So you said you're still active because 14:19:38
19 you mentor people, right? 14:19:40
20 A I am. 14:19:43
21 I do, yes. 14:19:43
22 Q Who are you mentoring? 14:19:44
23 A I still talk quite a bit to many L3s, L2s 14:19:47
24 that -- at events like Eternal Weekend and -- 14:19:57
25 Q And is it your position somebody should be 14:20:06

Page 178

1 paying you for this mentoring? 14:20:08
2 A It's my position that all activities that 14:20:12
3 are judge-related should be compensated and required 14:20:16
4 to be compensated in order us con -- for us to 14:20:19
5 continue to judge. 14:20:23
6 Q You're not judging, right? 14:20:24
7 A I'm not judging events. 14:20:25
8 Q Okay. 14:20:27
9 A I am still judging. 14:20:28
10 Q So who should pay you for this mentoring 14:20:29
11 that you're doing? 14:20:31
12 A Wizards of the Coast should be paying for 14:20:32
13 me -- 14:20:34
14 Q Really? 14:20:34
15 A -- for doing this mentoring, yes. 14:20:35
16 Q Why? 14:20:36
17 A Because it improves their -- 14:20:37
18 It improves their -- their marketing 14:20:39
19 agenda. It's -- 14:20:40
20 It improves the number of cards that they 14:20:41
21 sell and their bottom line, Hasbro's market cap. 14:20:44
22 Q Has anyone at Wizards of the Coast asked 14:20:48
23 you to continue mentoring after you quit judging? 14:20:50
24 A There was no specific communication from 14:20:54
25 anyone at Wizards of the Coast to continue that, no. 14:20:55

Page 179

1 Q So the answer's no one asked you to do it, 14:21:00
2 right? 14:21:02
3 A No. 14:21:03
4 Q And have you reported any hours of 14:21:05
5 mentoring to anyone at Wizards of the Coast? 14:21:07
6 A I have not, no. 14:21:09
7 Q Keep track of the hours? 14:21:10
8 A I have not, no. 14:21:13
9 Q And do you think you should be paid to 14:21:20
10 communicate with judges? 14:21:22
11 A I think that I and people that are giving 14:21:27
12 substantial benefit to Wizards in the judging -- in 14:21:33
13 the judge program should be paid for doing that, 14:21:38
14 yes. 14:21:41
15 Q That's not my -- my question, though. 14:21:41
16 Maybe I didn't ask it right. 14:21:43
17 A Please. 14:21:44
18 Q I understood you said you're staying 14:21:45
19 active by hanging out in the chat rooms and chatting 14:21:47
20 it up with the judges? 14:21:50
21 A Correct. 14:21:51
22 Q And in -- 14:21:51
23 Your view is you should be paid for that? 14:21:52
24 A I should be paid for that, yes. 14:21:54
25 Q Okay. 14:21:56

Page 183

1 decision was made, do you? 14:25:40
2 A I don't have knowledge of that, no. 14:25:49
3 Q In 2016 what value did you do for Wizards 14:25:53
4 of the Coast? 14:26:05
5 A Very similar to value that -- in 2017. 14:26:07
6 I -- 14:26:11
7 Also, in addition to that I was working to 14:26:13
8 try to get the PREREG.ME software to improve events, 14:26:18
9 event registration, et cetera. 14:26:25
10 Q So you're now saying that Wizards of the 14:26:31
11 Coast should pay you for doing REG.ME? 14:26:33
12 A I'm -- 14:26:39
13 I'm not saying that, no. 14:26:39
14 Q Okay. 14:26:41
15 A You asked what value that I gave to 14:26:41
16 Wizards of the Coast, not that was specifically tied 14:26:44
17 to judging. 14:26:47
18 Q Is there some dollar figure that you 14:26:52
19 attach to your talking to other people in 2017? 14:26:53
20 A I don't have a specific dollar figure for 14:26:57
21 that, no. I'd have to evaluate what my -- 14:26:59
22 Q How about in 2016? 14:27:03
23 A I don't have a value figure -- figure for 14:27:04
24 that. 14:27:07
25 Q 2017, how many hours have you spent 14:27:07

Page 184

1 talking to people? 14:27:10
2 A Countless. 14:27:10
3 I don't have any records. I couldn't tell 14:27:11
4 you. 14:27:12
5 Q How about 2016? 14:27:15
6 A I don't -- 14:27:17
7 I couldn't tell you. 14:27:18
8 Q How about 2014? 14:27:19
9 A At every event -- 14:27:22
10 Sorry. 14:27:23
11 2014? 14:27:24
12 Well, at -- 14:27:26
13 We have the record of my schedule at the 14:27:27
14 events. 14:27:29
15 That entire time that we were working, you 14:27:29
16 know, the 10- to 12-hour days and the -- you know, 14:27:31
17 the -- the -- when we are -- have a chance to take a 14:27:36
18 lunch break, we're always mentoring and we're always 14:27:42
19 trying to advance the judge's knowledge and how to 14:27:46
20 interact. We talk about scenarios, et cetera, so it 14:27:50
21 would be in that schedule at least of what, plus 14:27:54
22 some. 14:27:58
23 Q How many -- 14:27:58
24 How many tournaments have you played in 14:27:59
25 or -- 14:28:01

Page 196

1 That's what I was doing for -- for that one instance 14:39:15
2 for Carl, and also maintaining my judge record, 14:39:19
3 which Wizards required. 14:39:22

4 Q Yeah. 14:39:25

5 But you've judged more than once for Carl? 14:39:25

6 A Sometimes he needs -- he can't find a 14:39:29
7 judge and I was -- 14:39:31

8 Again, it's friendship. I was there to 14:39:31
9 help him out. 14:39:33

10 Q And -- 14:39:36

11 And how many other folks judging Friday 14:39:36
12 Night Magic were just doing it for a friend without 14:39:41
13 expectation of being paid? 14:39:44

14 A I couldn't speculate that. I don't have 14:39:46
15 that information. 14:39:48

16 Q When's the first time you stopped judging? 14:40:01
17 Was that 2014 or was that 2010? 14:40:06

18 A No, it was 20 -- 14:40:09

19 It would have been 2010 or 2011 when I -- 14:40:10
20 GP Providence was my last -- 14:40:13

21 Q Okay. 14:40:16

22 A -- event. 14:40:16

23 Q And -- 14:40:17

24 Hold on a second. 14:40:28

25 Do you list being a judge on your 14:40:37

Page 222

1 Q Yeah, you. 15:21:32
2 A Right now? 15:21:33
3 Q Yeah. 15:21:33
4 A No, I'm not. 15:21:34
5 Q Okay. 15:21:35
6 And you didn't do that in 2016, either, 15:21:36
7 did you? 15:21:38
8 A There was a possibility that I -- that I 15:21:42
9 may have judged. I don't recall if -- for my friend 15:21:44
10 Carl, as you brought up earlier. 15:21:48
11 Q Okay. 15:21:50
12 But other than that, no? 15:21:50
13 A No large events, no -- 15:21:51
14 Yeah. 15:21:52
15 Q Okay. 15:21:53
16 Let's mark as Exhibit 2 a six-page 15:22:10
17 document. 15:22:22
18 (Exhibit 2 was marked for identification 12:44:36
19 by the certified shorthand reporter and is attached 12:44:36
20 hereto.) 12:44:36
21 First page says Wizards of the Coast LLC, 15:22:24
22 Senior DCI-Certified Floor Judge Services Agreement. 15:22:28
23 Appears to be dated May 13th, 2011, and 15:22:34
24 the -- 15:22:37
25 It's between Wizards of the Coast LLC and 15:22:38

Page 223

1 Adam Shaw. 15:22:41
2 My question for you, Mr. Shaw, when you 15:22:43
3 have a minute to look at Exhibit 2, the first 15:22:45
4 question, so you have it in mind when you're looking 15:22:51
5 at it -- 15:22:54
6 A Uh-huh. 15:22:55
7 Q -- will be is the signature on page 3 15:22:55
8 yours? 15:22:58
9 I'm at page 3. I tried to front-load my 15:23:00
10 question. I guess it didn't work. 15:24:37
11 Is that your signature where it says 15:24:38
12 contract -- contractor on page 3, Mr. Shaw? 15:24:40
13 A It does appear to be my signature, yes. 15:24:42
14 Q Okay. 15:24:44
15 And the writing where it says title, L4 15:24:44
16 Judge, is that your writing? 15:24:46
17 A It does appear so, yes. 15:24:47
18 Q Now, do you recognize the signature to the 15:24:49
19 right of yours? 15:24:50
20 A I do not, no. 15:24:52
21 Q Okay. 15:24:54
22 And then if you look at the second to last 15:24:54
23 page, it's the Wizards of the Coast LLC 15:25:00
24 non-disclosure agreement. 15:25:02
25 A Uh-huh. 15:25:04

Page 224

1 Q Is that your writing where it says 15:25:04
2 Adam Shaw? 15:25:06
3 A It appears to be, yes. 15:25:08
4 Q Okay. 15:25:09
5 And then the address, that's your writing, 15:25:09
6 as well? 15:25:11
7 A Yes. 15:25:12
8 Q And then where it says recipient your 15:25:12
9 signature and -- and handwritten name? 15:25:15
10 A Yes. 15:25:17
11 Q And is this the service contract you 15:25:17
12 signed with respect to working the Providence event? 15:25:19
13 A It appears so, yes. 15:25:23
14 Q Okay. 15:25:24
15 And so if we go by this document, does 15:25:25
16 that help you remember when the event was? 15:25:28
17 A It does, yes. 15:25:30
18 Q And in looking at the document when was 15:25:31
19 the event that you now remember? 15:25:33
20 A The event was May 28th, 2011. 15:25:36
21 Q Okay. 15:25:41
22 And I don't know if it reminds you or not. 15:25:43
23 It looks like, though, if you look at page 4 it says 15:25:45
24 payment, \$1,500 for Grand Piece se -- Grand Prix 15:25:48
25 senior judge service. 15:25:52

Page 262

1 casual player or the Friday Night Magic player, the 16:02:46
 2 prerelease player, in order to grow that base 16:02:52
 3 because there were many more of them and they spent 16:02:55
 4 more money on cards. 16:02:58

5 So it was part of the judge program, the 16:03:00
 6 RCs, especially, regional coordinators, and the L4s 16:03:03
 7 to figure out -- to help with that strategy to gain 16:03:07
 8 more judging -- gain more judges, gain more players, 16:03:12
 9 thus -- because it was that bottom up focus. 16:03:17

10 They were no longer were trying to -- 16:03:21
 11 They still had the aspirational model 16:03:23
 12 where you could still go to pro tours, but the focus 16:03:25
 13 really was on those store players. 16:03:28

14 Q Okay. 16:03:31

15 And -- 16:03:31

16 And do you know did some stores actually 16:03:32
 17 pay the L1s that judge for them? 16:03:33

18 A I believe some them do. I've heard that 16:03:36
 19 some -- some are employees of the store, as well. 16:03:38

20 Q Okay. 16:03:40

21 So some pay and some have their employees 16:03:41
 22 do it? 16:03:44

23 A That's my understanding. 16:03:45

24 I don't know the specifics. 16:03:46

25 Q What's that based on? 16:03:46

Page 263

1 A I don't know. 16:03:48
2 It would be -- 16:03:49
3 I would have -- 16:03:49
4 I don't have a -- 16:03:49
5 Q You said you have an understanding. 16:03:50
6 What -- what's that based on? 16:03:50
7 A Oh. 16:03:52
8 What my understanding is based on, not 16:03:52
9 what the premise is based on? 16:03:54
10 Q Yes, sir. 16:03:55
11 Sorry. 16:03:56
12 A Got it. 16:03:57
13 Communicate -- 16:03:57
14 Talking with -- with judges that are 16:03:58
15 employees of stores or employees of -- of TOs in my 16:04:00
16 many events that I've done. Some of that happens, 16:04:04
17 does sometime. 16:04:06
18 Q And who -- 16:04:08
19 Who are they, the ones that are paid -- 16:04:09
20 A Oh, I -- 16:04:10
21 Q -- by their -- their employers? 16:04:10
22 A I couldn't give you specific names. I -- 16:04:14
23 It's just that -- conversations that I had 16:04:25
24 with those people -- 16:04:27
25 Q Okay. 16:04:28

Page 294

1 Q All right. 16:44:58

2 Some of the TOs are paying -- paying 16:44:59

3 money, right? 16:45:01

4 A That is correct, yes, my understanding. 16:45:02

5 Q Which ones? 16:45:04

6 A I don't know. 16:45:04

7 Q So it varies from TO to TO, right? 16:45:05

8 A It might, yeah. 16:45:09

9 Q And where did you do these calculations to 16:45:10

10 come up with your 25 to \$50 an hour? 16:45:11

11 A Just knowing what the -- the -- the rates 16:45:15

12 are, having judged for so long, knowing what TOs 16:45:18

13 pay. 16:45:22

14 Q What T -- 16:45:22

15 What TO is paying \$25 an hour? 16:45:23

16 A I believe all the PTOs are paying 16:45:29

17 somewhere around that for GP work currently. 16:45:32

18 Q Who's paying 50 bucks an hour? 16:45:39

19 A It depends on your level. Some -- and 16:45:42

20 your role in the tournament. 16:45:45

21 Q Uh-huh. 16:45:46

22 And this is in cash money? 16:45:46

23 A It could be currently, but before it was 16:45:49

24 in -- in boxes of products and foils. 16:45:51

25 Q So when you worked the tournaments you 16:45:54

1 CERTIFICATION OF COURT REPORTER

2 FEDERAL JURAT

3
4 I, the undersigned, a Certified Shorthand
5 Reporter of the State of California, do hereby certify

6 That the foregoing proceedings were taken
7 before me at the time and place herein set forth; that
8 any witnesses in the foregoing proceedings, prior to
9 testifying, were placed under oath; that a verbatim
10 record of the proceedings was made by me using machine
11 shorthand, which was thereafter transcribed under my
12 direction; further, that the foregoing is an accurate
13 transcription thereof.

14 That before completion of the deposition, a
15 review of the transcript [] was [X] was not requested

16 I further certify that I am neither
17 financially interested in the action nor a relative or
18 employee of any attorney of any of the parties.

19 In witness whereof, I have this date
20 subscribed my name

21 Dated: 04/18/2017

22
23 
24

25 Cheryl A. Miller, RPR, CP

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Page 388